

APPROVED First Reading – September 25, 2009
APPROVED Second Reading – October 23, 2009
PASSED October 23, 2009

Existing – Chapter 52 (Beaches)

§ 52-11. Violations and penalties.

Any person convicted of violating the provisions of Article II shall be subject to a fine of not less than \$25 nor more than \$100. The registered owner of a vessel in violation of Article II shall be held responsible for the violation.

§ 52-13. Exempt activities.

State of Delaware or Town of Fenwick Island, Delaware, official or authorized personnel or activities on the primary dune or beach are exempt from the provisions of this article.

§ 52-15. Closing of beach for repair.

The Council shall close sections of the beach strand while beach and dune repairs are in process and shall be patrolled by employees designated by Council. No undesignated person or persons or vehicles shall be allowed on the areas closed by the Council during the beach and dune repair process.

§ 52-16. Violations and penalties.

Any person or persons who shall violate any provision of Article IV shall, upon conviction thereof, be fined not more than \$100. Each day of a separate and continuing violation shall be deemed a separate offense.

Proposed:

§ 52-11. Violations and penalties.

Any person convicted of violating the provisions of Article II shall be subject to a fine of \$100 for each offense. The registered owner of a vessel in violation of Article II shall be held responsible for the violation.

§ 52-13. Exempt activities.

State of Delaware or Town of Fenwick Island, Delaware authorized official Personnel or activities on the primary dune or beach are exempt from the provisions of this article.

§ 52-15. Closing of beach for repair.

The Council shall close sections of the beach strand while beach and dune repairs are in process and shall have the power and authority to designate its employees and/or approved contractors and their employees to patrol the work area. No undesignated person or persons or vehicles shall be allowed on the areas closed by the Council during the beach and dune repair process.

§ 52-16. Violations and penalties.

Any person or persons convicted of violating any provision of Article IV shall be subject to a fine of \$100. Each day of a separate and continuing violation shall be deemed a separate offense.

Posted October 26, 2009